

**UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEW JERSEY**

**THE CHILDREN’S PLACE, INC.,**

**Plaintiff,**

**CIVIL ACTION NO. 2:18-cv-11963-ES-JAD**

**vs.**

**GREAT AMERICAN INSURANCE  
COMPANY,**

**Defendant.**

**NOTICE OF MOTION TO MAINTAIN THE UN-REDACTED VERSION OF  
DOCUMENT 87 UNDER SEAL AND TO FILE TCP’S PROPOSED REDACTED  
VERSION OF DOCUMENT 87**

**PLEASE TAKE NOTICE** that Plaintiff The Children’s Place, Inc. (“TCP”) shall move for an Order to Maintain the Un-Redacted Version of Document 87, the Court’s Opinion on the parties’ motions for summary judgment (D.E. No. 87), under seal and to file TCP’s proposed redacted version of Document 87 pursuant to the Court’s Order (D.E. No. 88) and Local Rule 5.3(c);

**PLEASE TAKE FURTHER NOTICE** that in support of this motion, TCP will rely on its submissions in support of its prior Motions to Seal (D.E. Nos. 58, 58-1, 58-2 & 75) and the Court’s Order granting TCP’s Motion to Seal (D.E. No. 80); and

**PLEASE TAKE FURTHER NOTICE** that TCP requests that the Court enter the proposed Order to maintain the un-redacted version of Document 87 (D.E. No. 87) under seal permanently and to file TCP’s proposed redacted version of Document 87.

Dated: October 8, 2021

Respectfully submitted,

/s/ Kevin V. Small

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**CERTIFICATE OF SERVICE**

The undersigned certifies that on October 8, 2021 a true and correct copy of NOTICE OF MOTION TO MAINTAIN THE UN-REDACTED VERSION OF DOCUMENT 87 UNDER SEAL AND TO FILE TCP'S PROPOSED REDACTED VERSION OF DOCUMENT 87 was electronically filed using CM/ECF.

/s/ Kevin V. Small

HUNTON ANDREWS KURTH LLP

**UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEW JERSEY**

**THE CHILDREN’S PLACE, INC.,**

**Plaintiff,**

**CIVIL ACTION NO. 2:18-cv-11963-ES-JAD**

**vs.**

**GREAT AMERICAN INSURANCE  
COMPANY,**

**Defendant.**

**PLAINTIFF’S MOTION TO MAINTAIN THE UN-REDACTED VERSION OF  
DOCUMENT 87 UNDER SEAL AND TO FILE TCP’S PROPOSED REDACTED  
VERSION OF DOCUMENT 87**

The Children’s Place, Inc. (“TCP”) requests, pursuant to the Court’s Order (D.E. No. 88) and Local Rule 5.3(c), to maintain the un-redacted version of Document 87, the Court’s Opinion on the parties’ motions for summary judgment (D.E. No. 87), under seal for the reasons set forth below and that TCP’s proposed redacted version of Document 87 attached hereto as Exhibit 1 be filed and made publically available.

1. TCP previously filed a Motion to Seal Documents 54, 55, and 55-1 (D.E. Nos. 54, 55, 55-1) because those documents contain confidential and sensitive information. D.E. Nos. 58, 58-1, 58-2.

2. In particular, TCP sought to have sealed, among other things, references to the internal processes TCP uses in obtaining certain bank account information from its vendors. D.E. No. 58-1, ¶¶ 2, 4.

3. In support of its motion, TCP relied on the Declaration of Peter Kuhn (D.E. No. 58-2), which it incorporates herein by reference.

4. GAIC did not oppose TCP's motion. D.E. No. 58-1, ¶ 5.

5. Following briefing on the parties' motions for summary judgment, TCP filed a supplement to maintain the un-redacted version of Documents 54, 55, and 55-1 under seal permanently. D.E. No. 75.

6. GAIC did not object to the entry of an order maintaining the un-redacted version of Documents 54, 55, and 55-1 under seal permanently. D.E. No. 75, ¶ 9.

7. In its Order, this Court's findings of fact included that TCP's internal processes used to obtain bank account information of vendors is confidential and sensitive information. D.E. No. 80.

8. This Court concluded that redacting such information is an appropriate measure, and a less restrictive alternative is unavailable. D.E. No. 80.

9. This Court granted TCP's unopposed motion to seal and permanently sealed the un-redacted versions of Documents 54, 55, and 55-1. D.E. No. 80.

10. The parties filed redacted versions of Documents 54, 55, and 55-1. D.E. Nos. 56, 57.

11. This Court's Opinion on the parties' summary judgment motions (D.E. 87) references some of the information that its prior Order (D.E. 80) permanently sealed. Specifically, the Court's Opinion references the internal processes TCP uses in obtaining certain bank account information from its vendors.

12. As this Court already determined, the internal processes TCP uses in obtaining certain bank account information from its vendors is confidential and sensitive. D.E. 80.

13. Thus, pursuant to the Court's Order (D.E. No. 88) directing the parties to file a motion to seal attaching the Opinion with proposed redactions, TCP attaches hereto as Exhibit 1 a version of the Court's Opinion with proposed redactions for public dissemination.

14. TCP's proposed redactions to Document 87 are limited to references to the internal processes TCP uses in obtaining certain bank account information from its vendors.

15. GAIC declined to join in TCP's present motion.

Accordingly, TCP requests that the Court enter an order maintaining the un-redacted version of Document 87 (D.E. No. 87) under seal permanently and that the proposed redacted version of Document 87 attached hereto as Exhibit 1 be made publically available.

Dated: October 8, 2021

Respectfully submitted,

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